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COMPLAINT FORM

(for filers who are prisoners without lawyers)

IN THE UNITED STATES DISTRICT COURT

**FOR THE NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION**

AT
LAFAYETTE

(Full name of plaintiff(s))

LAWRENCE ADRIAN BELL

vs

Case Number:

(Full name of defendant(s))

4:18-00094-JVB-JEM

(to be supplied by clerk of court)

JAKE MITCHELLS CHAD GRUBBS BERRY RICHARDS CARRIE MORGAN CPT
LEMAN

A. PARTIES

1. Plaintiff is a citizen of UNITED STATES, and is

located at Putnamville correctional facility 1946 us.40 greencastle

IN.46135

(Address of prison or jail)

(If more than one plaintiff is filing, use another piece of paper).

2. Defendant _____
(Name)

Complaint - 1

is (if a person or private corporation) a citizen of
_____ INDIANA _____

(State, if known)

and (if a person) resides at TIPPECANOE COUNTY
JAIL _____
(Address, if known)

and (if the defendant harmed you while doing the defendant's job)

worked for SHERIFF BERRY RICHARDS AND SHERIFF ROBERT
GOLDSMITH TIPPECANOE CONTY
JAIL _____
(Employer's name and address, if known)

(If you need to list more defendants, use another piece of paper)

B. STATEMENT OF CLAIM

On the space provided on the following pages, tell:

1. Who violated your rights;
2. What each defendant did;
3. When they did it;
4. Where it happened; and
5. Why they did it, if you know.

THE DEFENDANTS THAT WERE LISTED IN THEIR INDIVIDUAL AND OFFICIAL
CAPACITY AND ACTED UNDER THE SCOPE OF THE COLOR OF STATE LAW TO
VIOLATE THE PLAINTIFFS EIGHTH AMENDMENT CRUEL AND UNUSAL

PUNISHMENT RIGHT, THAT GUARANTEES HIS SAFETY AND TO BE PROTECTED FROM INMATE ON INMATE ASSAULTS .THE DELIBERATE INDIFFERENCE OF HIS SAFETY FOR FAILING TO PREVENT HIM FROM BEING ATTACKED AND SEPARATED BY A KNOWN SUBSTANTIAL RISK OF SERIOUS HARM. THIS IS THE DIRECT CAUSE OF THE VIOLATION OF HIS EIGHT AMENDMENT CONSTITUTIONAL GUARANTEED RIGHT.

Complaint – 2

STATEMENT OF CLAIM

- 1.) The Defendants acted under the scope of the color of state law and are named in their individual and their official capacity within the scope of their employment. They acted with deliberate indifference to my safety by failing to prevent me from being violently attacked by an inmate. This violated my Eighth Amendment Right, Under the Cruel and unusual Punishment Clause, That guarantees my safety and to be protected from being assaulted by another inmate. All the defendant's knew he was a substantial risk of causing serious harm to any inmate at the Tippecanoe County Jail, If he was not kept isolated in safe custody from other inmates.
- 2.) Defendant, Berry Richards was a Sheriff there and is a policy maker. As an elected official he has a Constitutional duty to keep the peace of the public. To make sure that all the officers that work at the County Jail, are properly and adequately trained and supervised. So that all the administrative procedures of the jail's policies are strictly enforced, so that the safety and security of the jail is maintained.
- 3.) Defendant, Carrie Morgan is the jail commander with the supervisor position as part of the jail's administration, and is the one who placed the inmate on Administrative Segregation. She also has the Constitutional duty to make commands to the lower law enforcement officers to maintain the safety and

Security of the jail

(4.) Defendant, Captain Leman is in charge of all the other officers in the Tippecanoe County Jail. With the Constitutional ~~duty~~ as a supervisor to make sure that all the procedures of the Tippecanoe County Jail's policies are strictly enforced. So that the Safety and Security of the Jail is maintained. the Keep Separate Sign that was put on James McKillops holding Cell door By the orders of Capt. Leman, and everyone knew that were officers at the Jail, knew that the procedures of the Status that he was on. Meant that he was not to be around anyone. I am a Black person of race ethnicity and my attacker is a S.T.G., white Supremacy and know Violent gang Member. To which made me real vulnerable to be attacked. All the inmates that he assaulted in the past at the Jail were mainly black. The Defendants Knew That because my Attacker was a Substantial Risk of seriously harming anyone that he was put around. Thats why James McKillop was Isolated from everyone else in the first place. Because his Violent history of Violently assaulting other Inmates at the Time. This was the Jails Administrative way of trying to protect the other inmates from being Assaulted, The higher Custody officers of the Jail failed to make Close Supervision on the

lower Custody officers. To make Sure that the procedures of the Administrative Policy and keep Separate policy is Strictly enforced, So that James McKillop was Kept Separate from everyone. To ensure my Safety and everyone else too. This is what Caused The lower Custody officers to Recklessly Dis-regard my Safety. Failure to Strictly enforce procedures of an Administrative policy. They Knew by his past Violent history that if he was Not Kept isolated that he was gonna Seriously hurt Someone. The Eighth Amendment doesn't require me to make an Advance notification of a Substantial Risk, of Assault posed by a particular fellow person.

See Supra, at 16-17, 128 LED, at 829-830

CAUSE OF ACTION

Despite the knowledge that my attacker who Violently attacked me by Chocking me and Cutting my throat. He was placed on Administrative Segregation by Carrie Morgan the Jail Commander. Despite the knowledge That he had a pervasive past history of Violent Assaulting other Inmates the whole nine months he was Incarcerated in the County Jail, and Despite the Knowledge that was well Documented that he was to be kept Separate from all inmates at the County Jail, because he was a Substantial risk of Seriously harming others, And last but not least. Defendants Chad Grubbs and Jake Mitchell's Knew that the procedures of this policy is designed to protect the Safety and Security of the facilities population and to Isolate dangerous inmates who are deemed to be a Substantial risk of harming other. The defendants were deliberately indifferent to my Safety By failing to prevent a Known Violent Inmate from Violently attacking me with the Subjective Awareness that he was a Substantial risk of Seriously harming anyone. They recklessly disregarded my Safety by letting me go out to recreational period with James McKillop, once I got Into the Rec. breakroom Not Knowing better because my Severe Mental Illness impairs my Judgement, and Keeps me from Making wise decisions.

This dangerous and violent inmate who officer Jake Mitchell and Chad Grubbs set me up to be placed in the Rec. room with. Once I got in the room he handed me some religious materials and I proceeded to use the Inmate telephone with my back turned he placed me in a choke hold and started cutting my throat. I have exhausted all my administrative remedies to the extent that was made available to me. Plaintiff further says nothing.

I AFFIRM under the penalty of perjury that the foregoing information is true to the best of my knowledge.

Signed on this 30th day of May 2018

Lawrence A. Lee

Complaint – 3

C. JURISDICTION

I am suing for a violation of federal law under U.S.C. § 1331.

I am suing under state law. The state citizenship of the plaintiff(s) is (are) different from the state citizenship of every defendant, and the amount of money at stake in this case (not counting interest and costs) is

\$_____.

D. RELIEF WANTED

Describe what you want the court to do if you win your lawsuit. Examples may include an award of money or an order telling defendants to do something or stop doing something.

TWO HUNDRED THOUSAND DOLLARS AMENDED RELIEF AND ATTONEYS FEES I'VE ALREADY BEEN GRANTED TO PROCEED TO LEAVE WITH FORMA PAURPIS

Complaint – 4

JURY DEMAND

Jury Demand – I want a jury to hear my case

Court Trial – I want a judge to hear my case

Dated this 30 day of MAY 2019.

Respectfully Submitted,

LAWRENCE ADRIAN BELL
Signature of Plaintiff

966378
Plaintiff's Prisoner ID Number

PUTNANVILLE CORRECTIONAL FACILITY 1946 WEST US
40 GREENCASTLE IN 46135

(Mailing Address of Plaintiff)

(If more than one plaintiff, use another piece of paper).

**REQUEST TO PROCEED IN DISRICT COURT WITHOUT PREPAYING THE
FILING FEE**

I DO request that I be allowed to file this complaint without paying the filing fee. I have completed a request to proceed in the district court without prepaying the fee and attached it to the complaint.

I DO NOT request that I be allowed to file this complaint without prepaying the filing under 28 U.S.C. § 1915, and I have included the full filing fee with this complaint.